WHOLE NUMBER 17,460.

That Is the Bogie That Is Stirring Up the Californians.

JAPANESE ARE HURTING THE UNIONS

If There Is War It Will Be to Drive Out Cheap Labor From the Pacific States-The Whole Country Is Alarmed Over Situation.

BY WALTER EDWARD HARRIS.

WASHINGTON, D. C., February 2 .- A law on the statute books of California provides that Indians, Chinese and ongolians shall not be allowed to attend public schools for white children There is no law forbidding negro children attending the white public discovery of this fact at the

cols. In discovery of this fact at the cau of Education, Department of Interior, to-day would appear to own light on the controversy been this government and the government of Japan, on the one hand, the school anthorities of San Franco, on the other, over the refusal the latter to allow the children of anese to attend the public schools the white children of the city, he fact that there is no law in formia excluding negro children in the public schools for whites sld tend to show that the present troversy is not so much one instal in its nature. So in the public schools for whites if intimated yesterday in these disches, the union labor element is exilingly strong on the Pacific slope. The sent Mayor of San Francisco is a on labor main, a member of the Musicus' Union. That he is a man of phad character and is now under timent for serious onenses committed ing his term of office, does not refrom his being affiliated with organilabor of course, but the fact that yor Schmitz is not a good man does inspire confidence in those who are

settle the very knotty question as arisen from the action of the pard in excluding Japanese chil-

Japanese Laborers.

Japanese Laborers.

The influx of Japanese laborers to the centre coast since the close of the war ith Russia has alarmed all classes of mericans. It has very naturally alarmed e workingmen, whose places are being sed by the cheaper working Orientals, he Japanese came to California chiefly the outset, but they are now overwing into all the coast States and into ontana, the Dakodas, Wyoming, Utah, olorado, and a dispatch from San Annio says they have displaced negroes in mestice service in that city to such great extent that a mass meeting of egroes has been called for the purpose protesting against the employment of manase household servants. Thus far there has not been great ompetition on the part of Japanese in the field of skilled labor. But Japanese arpenters, missons, palnters and artisans a other fields are becoming less rare all he time, and the American, workingmen oresee the time when they will have one engage in deadity consettion with the dimond-eyed workers from the Orient. It is believed that the controversy over the dimission of Japanese to the white public schools is in reality a cloak for the ure important and far more bitter fight witch the American workingman is naking against Japanese competition and inal monopoly of the demand for rough abor, and, eventually, for skilled labor lists.

preciation of the situation growing out of the controversies between America and Japan. It is especially well to realize that it is an industrial and not a ques-tion of admission of Japanese children to white schools, which would involve the pure question of racial prejudice, that is now claiming the closest attention of the American Department of State and the Japanese Foreign Office. preciation of the situation growing of

Pacific Supremacy.

Pacific Supremacy.
But the final question is supremacy in the Pacific. It was raised when Admiral Dewey destroyed the Spanish fleet in Manila Bay before breakfast on the 1st day of May, 1898. America did not realize the fact at that time. Japan probably did, but other questions were pressing. She mad just concluded a more or less expensive war with China—not nuch of a war, but enough to show that Japan had an army which could gie a good account of itself in the field. Ten years later Russia had to be driven out of Manchuria before she had gained such a foothold that Japanese dreams of dominating China could not be fulfilled. Russia was driven out, and then Japan was at liberty to take up the American question, always suggesting itself for solution by the Stars and Stripes flying in the Philippines.

solution by the Stars and Stripes flying in the Philippines.

A diplomatic solution is now being fought, it is not believed that the Japanese government, influenced by Japanese public sentiment, is desirous of finding a solution, unless the solution shall permit the unrestricted immigration of Japanese to the United States, the admission of Japanese to fall the rights and privileges enjoyed by people of the most favored nation, and, possibly, for Japanese pride and self-confidence are unlimited since the conclusion of the war with Russia, a convention by which American suvereignty in the Phillippines shall be transferred to Japan.

Will There Be War?

Will There Be War?

Will There Be War?

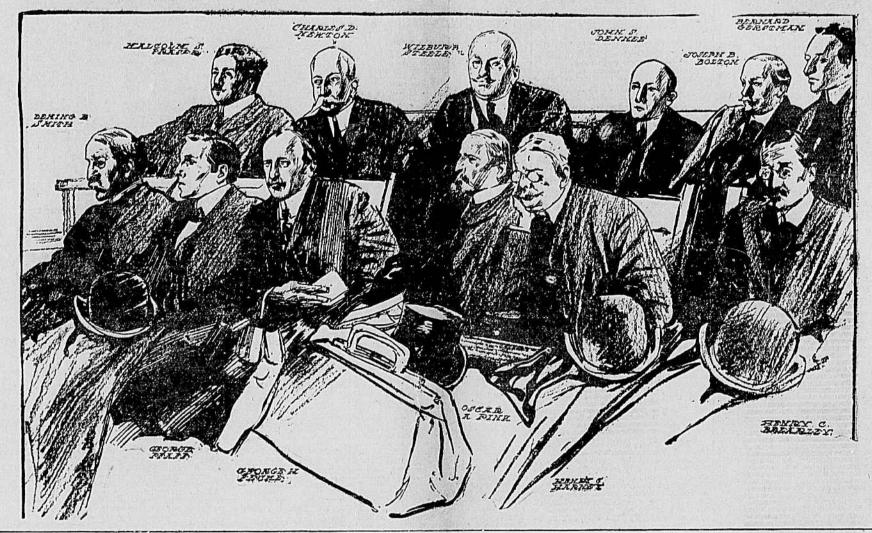
On the other hand, the diplomacy of America is being exerted to the atmost to adjust the differences between the two powers. It has to contend at every point with the exorbitance of Japanese demands.

While it is stated formally and conventionally at the State Department that satisfactory progress towards a final settlement of differences is being made, it is learned from unimpeachable sources that the progress of negotiations is entirely the reverse of satisfactory.

That they are not satisfactory to the Fresident and Secretary Root is amply shown by the fact that the Mayor and

(Continued on Seventh Page.)

THE COMPLETE PANEL OF JURORS BEFORE WHOM HARRY THAW WILL NOW BE PUT ON TRIAL FOR KILLING STANFORD WHITE



Brunk Write Each Other Notes and Are Very Cordial.

BRUNK WON'T MAKE DEMAND KNOCKED

But Requests Keys, Which Foster Will Not Give Up Without a Demand.

The affairs within the asylum grounds

Write Notes to Each Other. Your correspondent was witness to ar interesting scene this morning between Foster and Brunk, which clearl Drs. Foster and Brunk, which clearly outlines what Dr. Foster's polley is for the present. Dr. Foster had drawn up a paper stating his position clearly. This paper he handed to Dr. Brunk to read The following are the contents of the

To Dr. O. C. Brunk, Williamsburg, Va.:

Dear Sir.—My position is as it has always been since the order of the court was served upon me. If you demand this office, you may take possession of it. I answer you in writing to the end that you may clearly understand my posi-

(Continued on Third Page.)

BONI URGES WIFE TO SEE HIM AGAIN

Said to Have Threatened to Commit Suicide Unless She Grants Interview:

[Special Cable to The Times-Dispatch.] Especial Came to The Times-Dispatch, PA., S, February 2.—"If you don' consent to see me l'il commit suicide, was the threat Count Boni de Castellane was the threat Count Boni de Castellane made in a letter recently written to his former wife, now "Madame Gould."

She is receiving weekly and even daily entreat es from the spendthrift count beseching her to see him. He desires an interview in the hope that he can wheedle her into settling an annuity upon him, but thus far she has turned a deaf ear to all his pleadings and to the constant overtures of the entire Castellane family.

It is generally believed by Madame Gould's friends that she will ignore Boni's demands for allmony until in desperation he consents to give up all claims on their children.

'Superintendents' Foster and Prominent Lynchburg Man Victim of Man Who Had Been Drinking.

MURPHY

Latter Had Called Him Vile Names-Harvey Will Likely Die.

LYNCHBURG, VA., February 2 .- To To-day has passed off quietly at the Eastern State Hospital with no clashes between the parties contending for the control of the institution. No more writs or summonses have been served, and the minds of the citizens are beginning to recover from the bewildered state into which they were thrown by the number of writs floating in the air yesterday.

The position at the asylum is practically the same as it was yesterday, Dr. Foster still holds the keys, and the state of night at 9 o'clock H. H. Harvey, man tically the same as it was yesterday.

Dr. Poster still holds the keys, and
Dr. Brunk is still at the institution
as a guest. Between the men perand when Harvey saw trouble was phy applied a vite epithet to him. This caused Harvey to walk back and knock The affairs within the asylum grounds are passing as usual. Dr. Foster goes about als duties in the usual way, and one watching the officials performing their duties would never dream of the storm that is raging on the outside. None of the bills made by the management for the past few-days are being haid by the State, however. The officials and attendants have not been paid their salaries, and much discontent is being manifested by these.

Write Notes to Each Other.

CAUGHT BY FALLING TREE AND KILLED

[Special to The Times-Dispatch.]
MITCHELLS, VA., February 2.—Mr.
Lawrence Costello, an aged man, living near Mitchells, went to the woods Friday morning to cut firewood. He had been, there the day before and cut a small tree that did not fall, but lodged in another. He overlooked this, and after cuding down the tree into which the other had lodged, it is supposed, from his position when found, that he stepped into the way of the tree as it fell, borne down upon the snow and sleet. As he did not return to dinner his little grandson was sent to look for him, and found him dead, having apparently died as much from the cold as the blow of the tree.

Mr. Costello was a malive of Ireland, but had lived at Mitchells many years, where he owned a snug home, and was a much-respected citizen.

PUT MUZZLE OF GUN ON FOOT AND PULLED TRIGGER

ISpecial to The Times-Lispatch 1
BOYDTON, VA., February 2.—Herbert Bowen, about sixteen years old, accidentally shot off the toes of one of his feet Thursday. Young Bowen was resting the muzzle of his gun, which was sprung, on his foot and, thinking the gun unloaded, pulled the trigger, when the contents of the gun were discharged, blowing off his toes and otherwise mungling his foot. The young man is the son of Mr, William Bowen, a worthy and highly respectable farmer, living on Rounoke River.

FAST-MOVING TRAIN STRIKES DEAF MAN

ISpecial to The Times-Dispatch.]
WINCHESTER, VA., February 2.—
Henry Stouffer, a prominent resident of
Boyce, was struck by a train on the
Norfolk and Western Hallway at that
place last night, and sustained serious
injuries. Mr. Stouffer, who is quite
deaf, was crossing the track and did
not hear the approaching train.

PASSENGERS IN STAMPEDE WHEN CAR CAUGHT AFIRE

Coolness of Vice-President of Seaboard and Other Officials Prevented Panic at Quantico Last Night-Diners Shaken by Explosion.

> officials of the railroad at Quanwere unable to ascertain the cause he accident last night, but a more areful investigation will be made to-day

> > MARCH TO CHURCH

Sergeant Lynch Refused to Obey Order and Lost His Chevrons. COLUMBUS, O., February 2 .- In ac cordance with orders received to-day

from the Military Secretary of the War

Department, Sergeant Lynch, of the

Lieutenant-Colonel Glenn's orders to at-

be transferred to Company E, of the

Lieutenant-Colonel Glenn was held to

GOVERNOR OF CARACAS

AVALANCHE OF SNOW AT

lieved to be buried in the ruins.

Several persons are be-

against the sergeant could no

MADE SOLDIERS

Passengers on the Scaboard Air Line Florida Special, train No. \$1, were considerably startled last night by the explosion of the gas tank under the dining-car, while the train was running, just north of Quantico, about 7 o'clock. The train was along one and o'clock. The train was a long one, and the dining-car was filled with Florida passengers, who received considerable

Vice-President Garrett, of the Sea-Mr. L. M. Williams and Mr. William B. diners, and joined promptly in efforts to remove the passengers and quell work of the train crew, aided by these

work of the train crew, anded by these gentlemen, no one was injured, and, after fighting fire for nearly two hours, the train was able to come on to Richmond.

The train was in charge of Conductor Moler, of the Richmond, Fredericksburg and Potomae, and fad as its crew Fingman Youel and Eagsageman Bowles, with Engineer Hawks and Fireman Bugs.

Officials are of the opinion that there Officials are of the opinion that there up by the motion of the train, and which

up by the motion of the train, and which caused a great rending and crashing sound under the dhing car, creating almost a panic inside.

The emergency brake was applied and the train was brought to a stop. Flagman Youell with a lantern went to look under the dining car, to investigate, when a hashing explosion occurred, and the whole under side of the car was in flames.

The obstruction must have caused the gasolene tank that supplies the light to spring a leak, and this tank was shortly

on tire.

Vice-President Garrett, with great coolness and presence of mind, took charge of the situation, directing the engine to be brought up on the parallel track, and a stream of water was soon playing or the burning car. Passengers and train crew assisted, with buckets, and spades, crew assisted, with observes, and spaces throwing water and dirt on the blaze. The car was constructed with a heavy sheet-iron plate under the floor so that, by keeping this constantly wet, the flames did not spread to the

STEAM FATALLY SCALDS TOWSEY

Eight-Inch Pipe Gives Way Under Pressure, Enveloping Young Man With Steam.

[Special to The Times-Dispatch.] MINERAL, VA., February 2.— MINERAL, VA., February 2.—T. B.
Towsey, an employe of the Sulphur Mines, while changing his clothes in the compressor-room this morning to enter the mines, was scaled to death. It seems that the eight-inch steam pipe which conveys the steam from main boiler to compressor, for some unknown cause burst, almost instantly scalding him to death.

He is the son of H. P. Towsey, a prominent farmer of the county, and a young man of exemplary character, about twenty-eight years of age.

COLD WAVE COMING

The local Weather Bureau has Issued cold wave warnings. The temperature is expected to fall to twenty degrees or lower this afternoon or to-morrow

THAW IMPATIENT

Is Tired of the Inactivity of Prison Life and Is Anxious for Fight.

MAY M'KENZIE FIRST WITNESS

Thaw's Counsel Says There Is No Foundation for Story of His' Going on Stand.

NEW YORK, February 2.-His trial having been adjourned over from yesterday until Monday, Harry Thaw sat imday, regretting that some arrangemen could not be made to avoid the week-end

could not be made to avoid the week-end truces in his battle for life and liberty. The long delay in securing a jury enabled him to become accustomed to his surroundings in court, and he now appears anxious for the real work to begin.

Thaw's attorneys were busy to-day rounding out the mass of testimony which the defense will put before the jury. None of them would venture a prediction as to how much time will be required to present the evidence for the defendants. They will be ready to proceed with their case Monday afternoon, but were inclined They will be ready to proceed with their case Monday afternoon, but were inclined to doubt that District Attorney Jerome will find it possible to introduce by that time all the direct evidence the State has. While Assistant District Attorney Garvin, who is to deliver the opening address for the prosecution, expects to make his narrative of the crime as brief as possible, the cross-examination of every witness to the tragedy will be of a sexurching character, and it is this fact. searching character, and it is this fac which leads to the conclusion that the State may not be able to open and clos-in the one session of the court.

Wife Visits Thaw.

Wife Visits Thaw.

Wife Visits Thaw.

Mrs. Thaw, wife of the prisoner, was early at the Tombs to-day, and spent two hours with her husband. They reviewed the many events of the second week of the trini. It was reported to-day that young Mrs. Thaw's constant companion. May MacKenzie, the former chorus girl, will be one of the first witnesses for the prosecution, which hopes to prove by her that Thaw made, threats against the life of Stanford White. Miss MacKenzie was subpoensed immediately after the Mailson Square Roof Garden tragedy, and her daily attendance at court has been in obedience to that sum. mons, as well as in the capacity of the close friend of the prisoner's wife.

District Attorney Jerome is spending the Saturday and Sunday vacation with his family in Lakeville, Conn., and no one at his office to-day would either affirm or deny the report that Miss tenth company of recruits at the Columbus army post, who refused to obey tend Roman Catholic services on Janmary 6th, will lose his chevrons and will be transferred to Company at Fourth Infantry at Fort Thomas, Ky.

The War Department held that Lynch was wrong in that he did not obey the orders, and then make complaint.

It is also held that the court-quartial be sustained.

Lieutenant-Colonel Glenn was held to be wrong in issuing the order, which subsequently was modified to compel Catholic soldiers at the post to march only as far as the church door.

Much dissatisfaction is expressed by men at the barracks because they are compelled to march to the church.

It is declared that even this modified order is unprecedented in army circles. Captain Cabaniss, acting commandant, declared to-day that the modified order issued by Lieutenant-Colonel Glenn before he left for San Antonio, Tex., to defend Major Penrose, would be enforced to-morrow.

(Continued on Third Page.)

AGED "PROFESSOR" DYING IN HIS CELL

Man Who Claims Kinship With VICTIM OF ASSASSIN Judge Cyrus Hall, of Clarksville, in Dire Want.

(Special to The Times-Dispatch.)

CARACAS, VENEZUELA, January 28.—(Monday.)—General Luis Matny Illas, the Governor of Caracas, was assassinated last night by a crowd of intoxicated partisans of Vincente Gomez, the First Vice-President of the republic. MACON, GA., February 2.-Robert H Hall, who somewhere won the title of professor" and wrote a book, entitled "professor" and wrote a book, entitled "Lights That Shine in Darkness," lies in a dark cell in the county pail tonight, slowly dying. He is eighty years of age, and has relatives in Virginia. He came here selling his little book, and said he left Virginia last July. He was first carried to the county poor farm and later lodged in jail on a writ of hunacy. BAREGES BURIES NATIVES The Casino and twenty bouses in the vil-lage of Bareges, a well-known spa near Lourdes, have been destroyed by an ava-

linacy.
Sheriff Robertson is trying to locate his people.

HECHLER REMOVED FOR MALFEASANGE WILL RUN AGAIN

The Henrico Treasurer Will Probably Stand for Re-election.

CASE MAY GO TO SUPREME COURT

Deposed Officer Will Issue Public Statement Within Short While-Order of Court Setting Forth Facts. Speculation as to Successor.

COURT'S DECISION IN HECHLER CASE

be removed from office for the reasons set forth above, and that he forthwith deposit all the books and papers in his possession as treasurer, including all the tax tickets for taxes and levies, for which he has not accounted and paid into the treasury, with the clerk of this court, who shall give a receipt therefor, and shall hold the same, subject to the order of this court."

Judge R. Carter Scott rendered his decision in the proceedings against the treasurer of the county, summarily removing Mr. Henry C. Hechler from office for malfeasance, and directing him to turn over all books, papers and cash to the clerk of the court. The order did not make any provision for appointing a successor to Mr. Hechler. Counsel for the treasurer requested a stay of proceedings for thirty days, during which time they might consider the advisability of carrying the matter to the Supreme Court. This request was granted.

Judge Scott has had this matter under advisement for some days, and has given careful consideration to the stenographer's transcript of the proceedings and to the books, papers and reports filed a: exhibits in the case. He notified counsel for Mr. Hechler that the matter would be called up at 11 o'clock yesterday morning, and Messrs, O'Flaherty & Fulton were present, representing Mr. Hechler, and Commonwealth's Attorney Wendenburg, the State.

Decision of Court. treasurer of the county, summarily remov-

Decision of Court. Decision of Court.
Judge Scott read a carefully-prepare
opinion, which is given in full below
and called attention of coursel to th
laws of the State governing cases of
this sort, as set forth in sections \$6
\$66 and 3717 of the Code of Virginia
edition of 1887.
The decision of the court is as follows
Commonwealth of Virginia
vs.

Vis.

H. C. Hechler, Treasurer of the County of Henrico.

On a rule to show cause why he should not removed from said office for maileasance therein.

The rule issued in this proceeding, directed to H. C. Hechler, treasurer of Henrico county, to appear before this court to show cause why he should not be removed from office for maifeasance in this, "that he did on the first day of October, 1909, use the sum of \$3,578.85 of the funds of the county of Henrico for purposes other than such as may be provided by

This was made returnable on the 17. Y of January, 1997.

On that day he appeared in person and by counsel and filed his answer, and thereupon the Commonwealth introduced certain witnesses and documentary evidence to prove the charge, and the respondent introduced witnesses in his behalf.

The case was heard by the court, as provided by law; the respondent being the court's appointee.

The defense made by the respondent is that he had used the money out of a common fund kept in his name as treasurer of said county, in which he kept the funds c' said county and a fund of \$6.05.52 which he had collected from tax tickets turned over to him by the personal representative of his predecessor in office. W. J. Todd deceased, and that this sum of \$6.05.52 belonged to the estate of said W. J. Todd, deceased, and he claimed that the shortage should be charged to this fund, and not to the claimed that the shortage should be charged to this fund, and not to the funds of the county.

Evidence as to Shortage. The evidence clearly shows that the hortage on October 1, 1906, instead of being \$1,573.86, was larger, to-wit, the sum of \$4,174.86 (R., p. 43). During the month of October the respondent made good \$3,23,70 of this shortage, leaving balance due by him November 1st,

good \$3,293,70 of this shortage, teaving a balance due by him November 1st, \$852,16.

On November 1, 1906, respondent filed a petition in the suit of Todd vs Todd, pending in this court, settling forth the fact that he had collected on account of tax tickets for 1905, turned over to him by his predecessor's administrator, the sum of \$6,087,52, and that the estate of W. J. Todd, deceased, was entitled to a credit for this amount, while the money which was then in his hands belonged to the county, to be disbursed according to law. Thereupon a decree was entered in said cause on November 1, 1905, in part as follows:

"The court, now proceeding to dispose of the said amount, to-wit—\$6,057,32—in the hands of the said H. C. Flechler, doth adjudge, order and decree that the said H. C. Hechler, as treasurer of Henrico county, do place to the credit of Walter J. Todd the said amount of \$6,057,52, which he states he has in his possession, which amount shall be a credit in favor of the estate of the said Amount to be due by the said Todd to the county of Henrico and the school districts thereof, the said amounts to be distributed under supervision of the board of supervisors and the school board of Henrico county.

This decree sets forth that all st